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393

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BANGALORE, WEDNESDAY, MARCH 14, 1951

NOTIFICATION.

No. L.D. 1144, Bangalore; dated 14th March 1951.

Under Rule 36 of the Mysore Legislative Rules, The Mysore Prohibition (Amendment) Bill, 1951, together with Statement of objects and reasons, is published for general information.

THE MYSORE PROHIBITION (AMENDMENT) BILL, 1951.

A Bill further to amend the Mysore Prohibition Act, 1948.

WHEREAS it is expedient further to amend the Mysore Prohibition Act, 1948, (Mysore Act No. XXXVII of 1948), for the purpose hereinafter appearing ; Preamble.

It is hereby enacted as follows :—

1. (1) This Act may be called the Mysore Prohibition (Amendment) Act, 195 . Short title and commencement.

(2) It shall come into force at once.

2. Section 47 of the Mysore Prohibition Act, 1948, shall be omitted. Omission of Section 47 of Mysore Act XXXVII of 1948.

Statement of Objects and Reasons.

Section 47 of the Mysore Prohibition Act, 1948, requires that the answers given by persons summoned by any police or prohibition officer under section 45 of the Act shall be reduced to writing and shall be signed by such officer. This section makes a slight departure from the ordinary criminal law relating to procedure in the matter of recording the statements of witnesses by a police officer, because under Section 161 (3) of the Code of Criminal Procedure, 1904, it is not obligatory for a police officer to reduce to writing any statements made by witnesses in the course of examination. The working of section 47 of the Prohibition Act by the Police Department has revealed that it is more of a hindrance than of any aid in the speedy disposal of prohibition offences. It is therefore proposed to delete this section. Hence the Bill.

By Order of His Highness the Maharaja,

B. S. PUTTASWAMY,
Legal Remembrancer and
Secretary to Government,
Law Department.